

# **Exhibit 10**

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION

STC.UNM,

Plaintiff,

v.

TP-LINK TECHNOLOGIES CO., LTD.,

Defendant.

CIVIL ACTION NO. 6:19-cv-262

JURY TRIAL DEMANDED

**STATUS REPORT REGARDING SERVICE OF DISCOVERY ON TP-LINK USA CORPORATION**

1. On January 2, 2020, the Court issued its Order Regarding Motion for Reconsideration of Plaintiff's Motion for Leave to Effect Alternative Service (Dkt. 8) (the "Order"). In the Order, the Court concluded that Plaintiff STC.UNM "has now provided sufficient facts for at least a *prima facie* case that [Defendant TP-Link Technologies Co., Ltd. (hereafter "TP-Link China")] exerts the kind of control over its subsidiary [TP-Link USA Corporation (hereafter "TP-Link USA")] necessary to establish an alter ego status." *Id.* at 7.

2. Based on that finding, the Court granted leave for STC.UNM to serve discovery on TP-Link USA, including document requests and a corporate representative deposition notice, in order to discover whether sufficient facts exist to warrant service of process on TP-Link USA as the agent of TP-Link China.

3. STC.UNM prepared subpoenas for document production and a corporate representative deposition for service on TP-Link's registered agent, Yongsheng Liu, at 145 S. State College Blvd., Suite 400, Brea, California 92821. The subpoenas called for documents to be produced by February 11, 2020, and for a corporate representative deposition to occur on March 3, 2020.

4. Thereafter, a process server made diligent attempts to serve the subpoenas on Yongsheng Liu at the above address. The process server reported that he was unable to serve Mr. Liu, and that

he “was told [Mr. Liu] is in China and isn’t due back until the 2<sup>nd</sup> week in February.” *See* Reports attached as Exhibits A and B hereto.

5. After receiving the report that Mr. Liu was in China, STC.UNM discovered another registered agent for TP-Link USA named Deyi Shu, who was located at the same address in Brea, California. STC.UNM’s process server then attempted to serve the subpoenas on Mr. Shu, but was “again informed that [Mr. Shu] is also *in China along with all of the head execs*,” and that they are expected to return “sometime in February.” *See* Declarations of Eric Wilkins attached as Exhibits C and D hereto (emphasis added).

6. STC.UNM submits that the fact that *all* of TP-Link USA’s executives are currently in China, where the Defendant is headquartered, constitutes further evidence that the two companies are so intertwined as to deem TP-Link USA to be TP-Link China’s agent for service of process. Nevertheless, STC.UNM will continue to make diligent efforts to serve its subpoenas on TP-Link USA, and it will keep the Court apprised of its progress. STC.UNM does not know how current travel restrictions from mainland China to the United States might delay efforts at service, if at all. *See* <https://www.cnn.com/2020/02/02/us/coronavirus-us-travel-restrictions/index.html> (noting that “US citizens returning from [mainland China] ... may face up to 14 days of self-monitored quarantine”) (last visited February 4, 2020).

Dated: February 5, 2019

Respectfully submitted,

By: /s/ William D. Ellerman  
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**COUNSEL FOR PLAINTIFF STC.UNM**

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# EXHIBIT A

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<b>WILLIAM D. ELLEMAN</b> <b>901 MAIN STREET, STE 3300 DALLAS, TX 75202</b> <b>CASE NUMBER: 6:19-CV-00262-ADA</b>	 <b>SUMMARY OF SERVICE</b> <b>JOB COMPLETE</b> <b>147678A</b> <b>Process</b>
<b>STC.UNM</b> <b>VS.</b> <b>TP-LINK TECHNOLOGIES CO., LTD</b>	
<b>SUMMARY OF SERVICE</b>	<b>COMPLETED BY</b> <b>ERIC WILKINS</b> <b>1/23/2020 10:24 AM</b>
	<b>Reference No.:</b>

**\* \* NOT SERVED \* \***

I received the within process on January 21, 2020 and that after due and diligent effort I have been unable to serve said person. The following itemization of the dates and times of attempts details the efforts required to effect service.

Servee: YONGSHENG LIU, REGISTERED AGENT FOR TP-LINK USA

Attempted at 145 S State College Blvd Ste 400 Brea, CA 928215833 On 1/23/2020 at 10:24 AM

Results: WAS TOLD SUBJECT IS IN CHINA AND ISN'T DUE BACK UNTIL THE 2ND WEEK IN FEBRUARY

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**SUMMARY OF SERVICE**

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# EXHIBIT B

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<b>WILLIAM D. ELLEMAN</b> <b>901 MAIN STREET, STE 3300 DALLAS, TX 75202</b> <b>CASE NUMBER: 6:19-CV-00262-ADA</b>	 <b>SUMMARY OF SERVICE</b> <b>JOB COMPLETE</b> <b>147678B</b> <b>Process</b>
<b>STC.UNM</b> <b>VS.</b> <b>TP-LINK TECHNOLOGIES CO., LTD</b>	
<b>SUMMARY OF SERVICE</b>	<b>COMPLETED BY</b> <b>ERIC WILKINS</b> <b>1/23/2020 10:24 AM</b>
	<b>Reference No.:</b>

**\* \* NOT SERVED \* \***

I received the within process on January 21, 2020 and that after due and diligent effort I have been unable to serve said person. The following itemization of the dates and times of attempts details the efforts required to effect service.

Servee: YONGSHENG LIU, REGISTERED AGENT FOR TP-LINK USA

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**SUMMARY OF SERVICE**



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# EXHIBIT C

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Attorney or Party without Attorney: WILLIAM D. ELLEMAN SHORE CHAN DEPUMPO, LLP 901 MAIN STREET, STE 3300 DALLAS, TX 75202 TELEPHONE No.: (214) 593-9110 FAX No. (Optional): E-MAIL ADDRESS (Optional): Attorney for:				FOR COURT USE ONLY	
Ref No. or File No.: 315058					
Insert name of Court, and Judicial District and Branch Court: UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS - WESTERN					
Plaintiff: STC.UNM Defendant: TP-LINK TECHNOLOGIES CO., LTD					
<b>NON SERVICE REPORT</b>		HEARING DATE: 3/3/2020	TIME: 9:00 AM	DEPT.:	CASE NUMBER: 6:19-CV-00262-ADA

After due search, careful inquiry and diligent attempts at the following address(es), I have not been able to effect service of said process on: **DEYI SHU, REGISTERED AGENT FOR TP-LINK USA**

Documents: SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION;

Date	Time	Results
1/28/2020	10:21 AM	ATTEMPT AT THE SAME ADDRESS AS YONGSHEN LIU, WE WERE AGAIN INFORMED THAT THE SUBJECT IS ALSO IN CHINA ALONG WITH ALL OF THE HEAD EXECS. THEY HAVE A EXPECTED RETURN DATE SOMETIME IN FEBUARY. 145 S State College Blvd Ste 400, Brea, CA 928215833

Fee for Service:

County: **LOS ANGELES**  
 Registration No.: **2012208220**  
**HG LITIGATION**  
**2777 N STEMMONS FREEWAY**  
**DALLAS, TX 75207**  
**(888) 656-3376**  
 Ref: 315058

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on 1/28/2020.

Signature: \_\_\_\_\_

  
**ERIC WILKINS**

**NON SERVICE REPORT**

Order#: 147678D

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# EXHIBIT D

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Attorney or Party without Attorney: WILLIAM D. ELLEMAN SHORE CHAN DEPUMPO, LLP 901 MAIN STREET, STE 3300 DALLAS, TX 75202 TELEPHONE No.: (214) 593-9110 FAX No. (Optional): E-MAIL ADDRESS (Optional): Attorney for:				FOR COURT USE ONLY	
Ref No. or File No.: 315058					
Insert name of Court, and Judicial District and Branch Court: UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS - WESTERN					
Plaintiff: STC.UNM Defendant: TP-LINK TECHNOLOGIES CO., LTD					
<b>NON SERVICE REPORT</b>		HEARING DATE: 2/11/2020	TIME: 10:00 AM	DEPT.:	CASE NUMBER: 6:19-CV-00262-ADA

After due search, careful inquiry and diligent attempts at the following address(es), I have not been able to effect service of said process on: **DEYI SHU, REGISTERED AGENT FOR TP-LINK USA**

Documents: SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION;

Date	Time	Results
1/28/2020	10:21 AM	ATTEMPT AT THE SAME ADDRESS AS YONGSHEN LIU, WE WERE AGAIN INFORMED THAT THE SUBJECT IS ALSO IN CHINA ALONG WITH ALL OF THE HEAD EXECS. THEY HAVE A EXPECTED RETURN DATE SOMETIME IN FEBUARY. 145 S State College Blvd Ste 400, Brea, CA 928215833

Fee for Service:

County: **LOS ANGELES**  
 Registration No.: **2012208220**  
**HG LITIGATION**  
**2777 N STEMMONS FREEWAY**  
**DALLAS, TX 75207**  
**(888) 656-3376**  
 Ref: 315058

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on 1/28/2020.

Signature: \_\_\_\_\_

  
**ERIC WILKINS**

**NON SERVICE REPORT**

Order#: 147678C